



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

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Applicant: P. A. Billing-Medel, *et al.*

Serial No.: 09/049,695

Filed: March 27, 1998

For: REAGENTS AND METHODS
USEFUL FOR DETECTING
DISEASES OF THE
GASTROINTESTINAL TRACT

Examiner: L. Sun Hoffman

Group Art Unit: 1642

Case No.: 6066.US.P1

Date: August 21, 2000

CERTIFICATE OF MAILING (37 CFR
1.8 (a))

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Wanda E. Smith
Wanda E. Smith

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AMENDMENT AND RESPONSE

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This is responsive to the Office Action dated April 11, 2000. Claims 1-3, 7-10, 16 and 19-27 are currently under examination. A two-month extension accompanies this Response extending the due date to from July 11, 2000 to September 11, 2000.

REMARKS

The Examiner states that the declaration is defective because Applicants claimed priority under U.S.C. 120 in the first line of the specification, wherein the current application is a CIP of US application 08/828,845, but that the declaration file on 6/28/98, in Paper No. 5 fails to claim such priority. A corrected and executed declaration has been submitted to the U.S. PTO office on July 25, 2000.

The Examiner states that the amendment filed on 1/27/2000 is objected to under 35 U.S.C. 132 because it introduces new matter into the disclosure and that the added material which is not supported by the original disclosure is as follows: SEQ ID NO:25 has only 97.7% of identity to the SEQ ID NO: 5 (clone 958984) in parent case 08/828,845.